

This is a published notice on the Find a Tender service: <https://www.find-tender.service.gov.uk/Notice/014119-2024>

Tender

Residential Rehabilitation (Alcohol and Drugs) Services National Flexible Framework Agreement (New Entrants)

Scotland Excel

F21: Social and other specific services – public contracts

Contract notice

Notice identifier: 2024/S 000-014119

Procurement identifier (OCID): ocds-h6vhtk-039bd2

Published 1 May 2024, 4:26pm

Section I: Contracting authority

I.1) Name and addresses

Scotland Excel

Renfrewshire House, Cotton Street

Paisley

PA1 1AR

Contact

Jenny Weaver

Email

adultsocialcare@scotland-excel.org.uk

Telephone

+44 1414888230

Country

United Kingdom

NUTS code

UKM83 - Inverclyde, East Renfrewshire and Renfrewshire

Internet address(es)

Main address

<http://www.scotland-excel.org.uk>

Buyer's address

https://www.publiccontractsscotland.gov.uk/search/Search_AuthProfile.aspx?ID=AA10383

I.2) Information about joint procurement

The contract is awarded by a central purchasing body

I.3) Communication

The procurement documents are available for unrestricted and full direct access, free of charge, at

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/>

Additional information can be obtained from the above-mentioned address

Tenders or requests to participate must be submitted electronically via

<https://www.publictendersscotland.publiccontractsscotland.gov.uk/>

I.4) Type of the contracting authority

Body governed by public law

I.5) Main activity

General public services

Section II: Object

II.1) Scope of the procurement

II.1.1) Title

Residential Rehabilitation (Alcohol and Drugs) Services National Flexible Framework Agreement (New Entrants)

Reference number

0123

II.1.2) Main CPV code

- 85312500 - Rehabilitation services

II.1.3) Type of contract

Services

II.1.4) Short description

This Contract Notice confirms that the National Flexible Framework Agreement has now been established in accordance with Regulations 74-76 of the Public Contracts (Scotland) Regulations 2015 (further referred to as 'the Flexible Framework Agreement') and will remain open for Applications for Admission by new providers ("New Entrants") throughout its Duration. Further information about New Entrant applications is set out in Section VI.3 Additional information. Following award, successful providers will also be able to seek to vary their appointment by altering or adding Rehabilitation Service offerings in accordance with the terms of the Flexible Framework Agreement.

The Flexible Framework Agreement is for the provision of Residential Rehabilitation services as defined in the Procurement Documents:

“Residential rehabilitation programmes aim to support individuals to attain an alcohol and drug-free lifestyle and be re-integrated into society. They provide intensive psychosocial support and a structured programme of daily activities which residents are required to attend over a fixed period of time.”

Supported accommodation services which meet this definition are also included in the Flexible Framework Agreement.

Please note that the value provided in II.1.5) is an ESTIMATE only.

This is a maximum value which is estimated to ensure that there is sufficient capacity within the Flexible Framework Agreement to accommodate any unforeseen peaks in demand and should not be relied upon as an indication of the likely value of work that may be awarded.

Applicants should note that there is no guarantee of any business, use, level of use or continuity of business through the Flexible Framework Agreement

II.1.5) Estimated total value

Value excluding VAT: £60,000,000

II.1.6) Information about lots

This contract is divided into lots: No

II.2) Description

II.2.2) Additional CPV code(s)

- 85000000 - Health and social work services
- 85310000 - Social work services
- 85311000 - Social work services with accommodation
- 85300000 - Social work and related services
- 85320000 - Social services
- 85312300 - Guidance and counselling services
- 85312320 - Counselling services
- 85111400 - Rehabilitation hospital services
- 33693300 - Addiction treatment

II.2.3) Place of performance

NUTS codes

- UKM - Scotland

Main site or place of performance

Various locations within Scotland.

II.2.4) Description of the procurement

This procurement process enables participation in a continually open Flexible Framework Agreement for the delivery of Residential Rehabilitation (Alcohol and Drugs) Services.

This Flexible Framework Agreement is intended to provide an efficient method of engaging Providers for the provision of Residential Rehabilitation (Alcohol and Drugs) Services to Purchasers in accordance with the requirements of Law and to increase transparency and availability of information about these services across Scotland.

The Flexible Framework Agreement is not sub-divided into “lots” or categories. This is in order to reflect the individuality and diversity of Services and to take account of and be proportionate to the characteristics of the market.

Applicants may offer one or multiple Rehabilitation Services and each offer relating to a Rehabilitation Service will be assessed as an independent and discrete offer.

Applicants should note that participation in the Flexible Framework Agreement and involvement in Call-Offs will be by reference to the Rehabilitation Services for which the Applicant has been admitted.

In line with the Flexible Framework Agreement specification, should any of the defined terms, procedures or any other regulated matter become subject to any change in the Law, resulting in any change to the defined terms, or to the manner in which such procedures or other matters require to be dealt with, then such changes shall take precedence over that contained in the Flexible Framework Agreement. As such, workforce matters which change as a result of the implementation of national policy directives will be considered in line with the Flexible Framework Agreement variation procedures.

II.2.6) Estimated value

Value excluding VAT: £60,000,000

II.2.7) Duration of the contract or the framework agreement

Duration in months

48

II.2.13) Information about European Union Funds

The procurement is related to a project and/or programme financed by European Union funds: No

II.2.14) Additional information

Please note, the duration shown at section II.2.7 includes an initial period of two years from the Commencement Date with the option to extend on two occasions each for a period of up to one year (up to a maximum Duration of four years). The Commencement Date was 1 April 2024.

48 months is the maximum Duration IF all extension options are exercised in full.

Section III. Legal, economic, financial and technical information

III.1) Conditions for participation

III.1.4) Objective rules and criteria for participation

List and brief description of rules and criteria

It is a material condition of this Flexible Framework Agreement that the Provider ensures that it holds and maintains the necessary Registration with the relevant Regulatory Bodies including the Care Inspectorate and/or Healthcare Improvement Scotland according to the Services offered.

Applicants should also note the following minimum requirements:

- Meeting the national definition of Residential Rehabilitation
- Financial stability
- Minimum insurance requirements

Full details are listed in the Contract Notice Attachment in the "1. Contract Notice" folder of the "Buyer Attachments" area of itt_54789 (project_26679) on the Public Contracts Scotland-Tender (PCS-T)

website: <https://www.publictendersscotland.publiccontractsscotland.gov.uk>

Economic operators may be excluded from this competition if they are in any of the situations referred to in regulation 58 of the Public Contracts (Scotland) Regulations 2015.

III.2) Conditions related to the contract

III.2.1) Information about a particular profession

Execution of the service is reserved to a particular profession

Reference to the relevant law, regulation or administrative provision

Registration with the relevant Regulatory Bodies including the Care Inspectorate and/or Healthcare Improvement Scotland according to the Services offered.

III.2.2) Contract performance conditions

Requirements for performance of the Flexible Framework Agreement are set out in the Procurement Documents, in particular the Flexible Framework Terms and Schedules 1-8 of the Flexible Framework Terms, available in the "Buyer Attachments" area of itt_54789 (project_26679) on the Public Contracts Scotland-Tender (PCS-T) website:

<https://www.publictendersscotland.publiccontractsscotland.gov.uk>

Section IV. Procedure

IV.1) Description

IV.1.1) Form of procedure

Open procedure

IV.1.3) Information about a framework agreement

The procurement involves the establishment of a framework agreement

IV.1.11) Main features of the award procedure

The scope of Services to be provided under this Flexible Framework Agreement falls within the definition of social and other specific services in Schedule 3 to the Public Contracts (Scotland) Regulations 2015 ("the Regulations") and therefore the procedure and "Flexible Framework Agreement" referred to above have variations applied by virtue of Regulation 76(8). Please see the Procurement Documents for further information

Evaluation weighting: Technical-max score of 90; Commercial-max score of 10

IV.2) Administrative information

IV.2.1) Previous publication concerning this procedure

Notice number: [2023/S 000-002750](#)

IV.2.2) Time limit for receipt of tenders or requests to participate

Date

31 March 2028

Local time

12:00pm

IV.2.4) Languages in which tenders or requests to participate may be submitted

English

Section VI. Complementary information

VI.2) Information about electronic workflows

Electronic ordering will be used

Electronic invoicing will be accepted

Electronic payment will be used

VI.3) Additional information

As set out in section II.1.4, Short description, this Contract Notice confirms that the Flexible Framework Agreement has now been established and remains open for Applications for Admission by new providers (“New Entrants”) throughout its Duration .

For full details of the requirements of this Flexible Framework Agreement (including permitted variations and contract conditions), please see the applicable procurement documents available in the attachment area of itt_54789 (project_26679) on the Public Contracts Scotland-Tender (PCS-T) website:

<https://www.publictendersscotland.publiccontractsscotland.gov.uk>

There is no fixed number of Providers who may be awarded participation on the Flexible Framework Agreement.

In accordance with Regulations 20 (7) and 20 (8) of the Public Contracts (Scotland) Regulations 2015, Scotland Excel may, where it is considered necessary, impose conditions for the performance of the contract by a group of economic operators which are different from those imposed on individual participants (for example Scotland Excel may require the group of economic operators to be jointly and severally liable for the performance of the contract), and may require groups of economic operators to assume a specific legal form for the purposes of the award of the contract.

For further information relative to the submission of consortia Applications for Admission, Applications for Admission by groups of economic operators and sub-contracting, please refer to the Application Documents which are available in the relevant PCS-T project for this procurement exercise.

Applicants will be required to confirm whether they intend to subcontract any share of the contract to third parties and, if so, to complete relevant sections of the SPD for each subcontractor.

Scotland Excel is a central purchasing body and is procuring this flexible framework

agreement on behalf of the following contracting authorities (and successor bodies):

A)The 32 local authorities in Scotland as listed at <https://home.scotland-excel.org.uk/about-us/our-members/>

B)Scotland Excel associate members as listed at <https://home.scotland-excel.org.uk/about-us/our-members/>

C)any Integration Authority, or other body, established pursuant to the Public Bodies (Joint Working)(Scotland)Act 2014.

D)Tayside Contracts

E)Scottish Prison Service (SPS)

F)Scottish National Health Service Authorities and Trusts

G)Scottish Government and Scottish Central Government Bodies.

The above is subject to each contracting authority entering into and maintaining a relevant membership agreement or other access agreement with Scotland Excel.

The buyer is using PCS-Tender to conduct this ITT exercise. The Project code is 26679. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2343>

A sub-contract clause has been included in this contract. For more information see:

<http://www.publiccontractsscotland.gov.uk/info/InfoCentre.aspx?ID=2363>

Community benefits are included in this requirement. For more information see:

<https://www.gov.scot/policies/public-sector-procurement/community-benefits-in-procurement/>

A summary of the expected community benefits has been provided as follows:

In accordance with section 25(3) of the Procurement Reform (Scotland) Act 2014 note that, Scotland Excel intends to include community benefits as a voluntary commitment as set out in the Procurement Documents.

(SC Ref:763891)

VI.4) Procedures for review

VI.4.1) Review body

Court of Session

Parliament Square

Edinburgh

EH1 1RQ

Country

United Kingdom

VI.4.3) Review procedure

Precise information on deadline(s) for review procedures

An economic operator that suffers, or risks suffering, loss or damage attributable to a breach of duty under the Public Contracts (Scotland) Regulations 2015 (SSI 2015/446) (as amended) may bring proceedings in the Sheriff Court or the Court of Session.